


Office of the County Clerk
Council Services Division
4396 Rice Street, Suite 209
Lihue, Kauai, Hawaii 96766

INTRA-OFFICE
M E M O R A N D U M

November 8, 2012

TO: All Councilmembers

FROM: Codie Yamauchi, Council Services Assistant 

RE: MINUTES OF THE OCTOBER 24, 2012 PUBLIC HEARING RE:
BILL NO. 2450

This is to inform you that a copy of the Minutes of the October 24, 2012 Public Hearing is available electronically (located on your computer V: drive, MINUTES folder) and in the Council Services Office for your review. These Minutes will be submitted for your approval at the November 14, 2012 Council Meeting.

Please note that once these Minutes are approved, the recording will be erased.

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PUBLIC HEARING

OCTOBER 24, 2012

A public hearing of the Council of the County of Kaua'i was called to order by Nadine K. Nakamura, Chair, Planning Committee, on Wednesday, October 24, 2012, at 1:49 p.m., at the Council Chambers, 4396 Rice Street, Room 201, Historic County Building, Līhu'e, and the presence of the following was noted:

Honorable Dickie Chang
Honorable KipuKai Kuali'i
Honorable Nadine K. Nakamura
Honorable Mel Rapozo
Honorable JoAnn A. Yukimura
Honorable Jay Furfaro, Council Chair

Excused: Honorable Tim Bynum

The Deputy County Clerk read the notice of the public hearing on the following:

BILL NO. 2450 – AN ORDINANCE AMENDING CHAPTER 8, KAUAI COUNTY CODE 1987, RELATING TO THE ZONING DESIGNATION IN LĪHU'E, KAUAI,

which was passed on first reading and ordered to print by the Council of the County of Kaua'i on September 26, 2012, and published in The Garden Island newspaper on October 8, 2012.

The hearing proceeded as follows:

Chair Furfaro: I would like to get some clarity. This zoning request is...no, they are asking for R-1 but the other parcel next to it, that is currently the home of the Department of Water, is R-1, ST-Open. So what zoning application are they really pursuing? Special Treatment Open?

JADE K. FOUNTAIN-TANIGAWA, Deputy County Clerk: I believe it is Special Treatment Public District.

Chair Furfaro: Let me show you here. R-1/ST-P, Special Treatment Project (S.T.P.). But they are only requesting residential here? Could they answer me why they are not pursuing?

Ms. Nakamura: That is fine.

Chair Furfaro: I am sorry, it is Special Treatment Project, but as you look at this, there is Public, there is Open Space, there is Special Treatment Historic. But that is not my question. My question is the project site is the one next door. Why are we not going with R-1/ST for project status?

DAVID CRADDICK, Manager for the Department of Water: I think this one is limited. I do not know if it is R-1 that restricts it to thirty (30) feet, but the restriction is to allow us go up to thirty (30) feet. That is why they have the Special Treatment there.

Chair Furfaro: We will send that question over to the County Attorney because currently where your home is you are Special Treatment for projects? But this one does not reference a project for public use. It is just getting R-1 Zoning.

Ms. Nakamura: Thank you, Mr. Craddick. Is there anyone else?

Chair Furfaro: I hope the Committee Chairwoman understands what I am asking for.

Ms. Nakamura: We will discuss it in the Committee Meeting.

Chair Furfaro: I will send the question over in advance to the County Attorney.

Ms. Nakamura: Would you also like to testify?

DUSTIN MOISES, Project Manager for the Department of Water: I just wanted to touch on that. As far as S.T.P. it is actually Special Treatment Public. I believe our existing facility is also S.T.P. right now.

Chair Furfaro: Your existing facility is that?

Mr. Moises: Yes.

Chair Furfaro: Your application for the new facility is not. That is how I read the map. I would like to get some clarification.

Mr. Moises: We can get clarification on that. Our intent, the existing triangle is Open...zoned Open and we are looking to get the same zoning as our existing facility which would be...

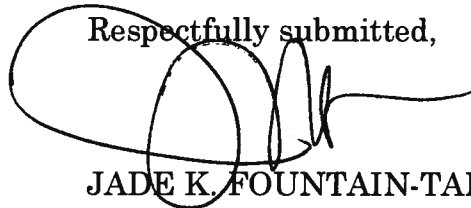
Chair Furfaro: That is not what this says on the map.

Mr. Moises: ...R-1 S.T.P., but we can get clarification for you.

Ms. Nakamura: If there is no one else here to testify on this matter,
this public hearing is closed.

There being no further testimony on this matter, the public hearing
adjourned at 1:55 p.m.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Jade K. Fountain-Tanigawa', written over the printed name.

JADE K. FOUNTAIN-TANIGAWA
Deputy County Clerk

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